

TORFAEN COUNTY BOROUGH COUNCIL

ORCHARD PLACE CWMBRAN TORFAEN

GATING ORDER 2013

Section 129 Highways Act 1980

This Order is made by Torfaen County Borough Council ("the Council") in exercise of its powers under S.129A (1) of the Highways Act 1980 ("the Act") and all other existing powers being satisfied that the conditions set out in Section 129A(3) of the Act have been met, namely that premises adjoining or adjacent to the highway are affected by crime or anti social behaviour, that the existence of the highway is facilitating the commission of criminal offences or anti social behaviour and that it is in all the circumstances expedient to make the Order for the purposes of reducing crime or anti social behaviour.

1. Except as provided in Articles 2 and 3 to this Order access along the public right of way known as Orchard Place, Cwmbran (Ordnance Survey Grid References: 328832 194677, 328823 194662 and 3278801 194640) shown hatched black on the plan annexed to this Order and described in the Schedule to this Order shall be restricted at all times.
2. The owners or occupiers of premises known as 36 and 38 Orchard Place shall have a key to access their property via gate 1. The owner or occupiers of premises known as 40 Orchard Place shall have a key to access their property via gate 2. The owners or occupiers of premises known as 33 Keats Close shall have a key to access their property via gate 3. The occupiers of premises known as 1-26 Cwm-y-Nant Fields shall have one key between them which will be kept by their landlord. The access will be for limited purposes.
3. The restriction in Article 1 to this Order shall not apply to any Police, Ambulance or Fire Service personnel acting in pursuance of statutory powers or duties or to any statutory undertaker, gas, electricity, water or communications provider requiring access to their apparatus situated in the Highway, Council staff and its authorised contractors when in exercise of their duties or persons using the highway with the permission or at the direction of a duly authorised officer of the Council.
4. The installation, operation and maintenance of 3 gates at Orchard Place, Cwmbran, Torfaen is hereby authorised and shown coloured black on the attached plan. The maintenance of the gate will be the responsibility of Torfaen County Borough Council, Civic Centre, Pontypool, Torfaen NP4 0LS. The operation of the gates (e.g. locking and unlocking) will be the responsibility of the owners or occupiers listed in Article 2 of this Order and must be locked immediately after use.

4. The Order shall come into operation on 1 November 2013 and may be cited as Torfaen County Borough Council (Orchard Place, Cwmbran, Torfaen) Gating Order 2013.

Highway to be Gated

The footpath that runs in a southerly direction between numbers 36 and 38 Orchard Place from a point 16 metres south of the north boundary of numbers 36 and 38 Orchard Place for a total distance of 14 metres terminating at the southern boundary of numbers 36 and 38 Orchard Place.

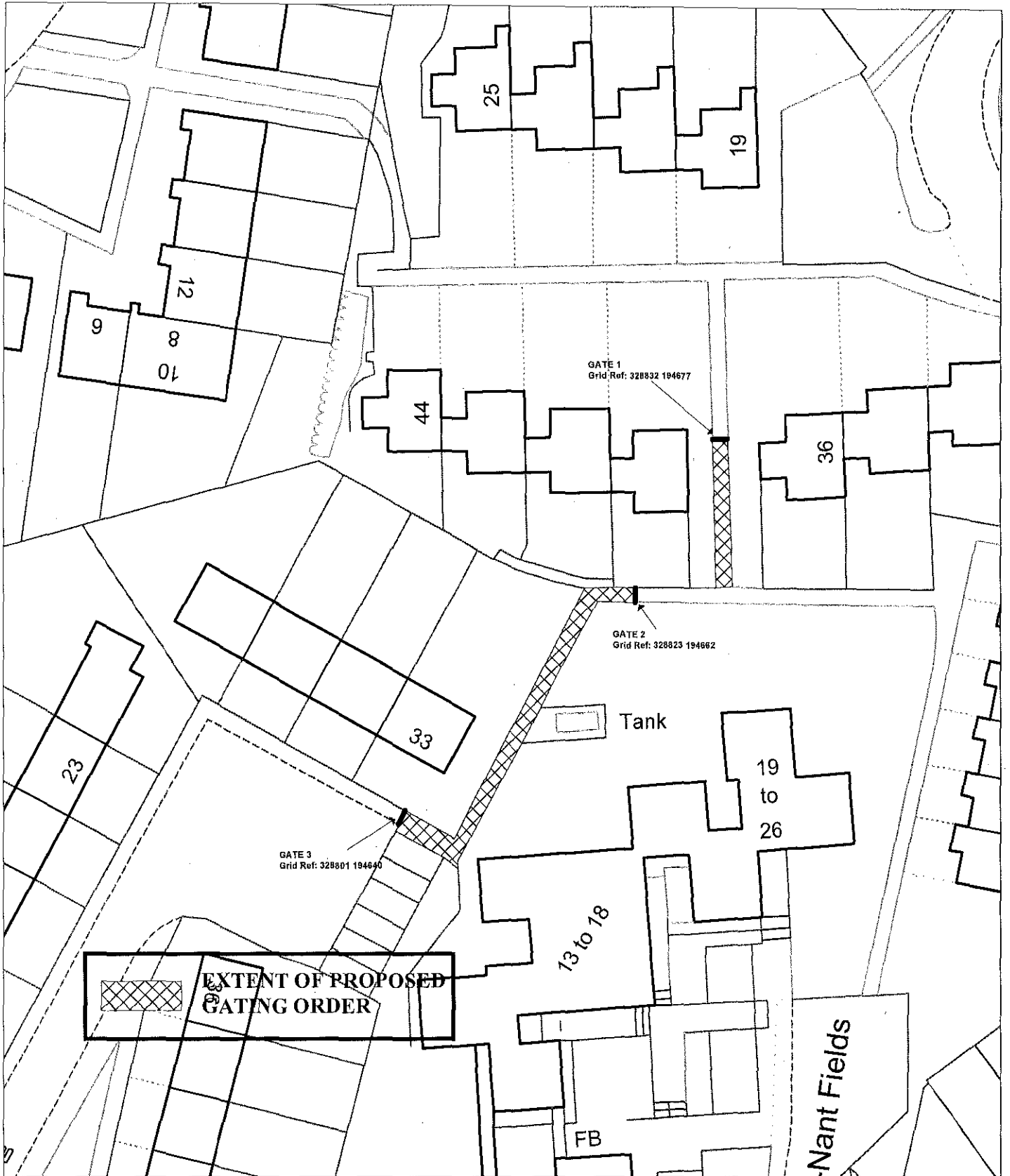
The footpath fronting number 33 Orchard Place from the most northerly corner of the garage block in a south easterly direction of 7 metres then continuing in a north easterly direction for a total distance of 28 metres then in a easterly direction for a total distance of 4 metres terminating at a point 2 metres east of the boundary between numbers 38 and 40 Orchard Place.


Given under the Common Seal of Torfaen County Borough Council this 24th day of October 2013.

The **COMMON SEAL** of **TORFAEN**)
COUNTY BOROUGH COUNCIL was)
hereunto affixed in the presence of)



K. Jones
.....
Authorised Officer



TORFAEN COUNTY BOROUGH  BWRDEISTREF SIROL TORFAEN		Drawing Title Proposed Gating Order, Orchard Place, Cwmbran		
Drawn O.S/JE	Date 17/04/2013	Scale 1:500	File Ref	Area:
<small>Reproduced from Ordnance Survey with permission of the Controller of Her Majesty's Stationary Office (C) Crown copyright. Unauthorised reproduction infringes Crown copyright and may lead to prosecution/civil proceedings. LICENCE No LA 100023426 2007</small>				
<small>Atgynhrychwyd o Fapiau'r Ordnance Survey gyda chaniatod Rheolwr Llyfrfa Ei Mawrhydi (C) Hawlfraint y Goron. Y mae alghnyhrychwi heb awddurdod yn torri Hawlfraint y Goron a gall arwain at orlyniad neu achosion sifil. RHIF Y TRWYDDED LA 100023426 2007</small>				

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